



STATE OF MAINE
DEPARTMENT OF ENVIRONMENTAL PROTECTION

PAUL R. LEPAGE
GOVERNOR

PATRICIA W. AHO
COMMISSIONER

MEMORANDUM

TO: The Board of Environmental Protection

FROM: Cynthia Bertocci, Board Executive Analyst

RE: Appeal filed by Passadumkeag Wind Park, LLC and Penobscot Forest, LLC of
Site Location of Development Act and Natural Resources Protection Act Denial
L-25597-24-A-N and L-25597-TH-B-N for the Passadumkeag Wind Park

DATE: August 1, 2013

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At the Board meeting on July 18, 2013, Department staff stated that they would continue to review the comments received and might have further proposed changes to the draft Board Order for your consideration.

Following their review, Department staff is proposing a few additional changes to the draft Board Order. These changes are identified in the order with additions shown with double underlining and deletions shown with double-strikethrough. The changes are as follows:

- Page 11: Additional language regarding the sawdust pile.
- Page 12: Corrections to the spelling of "Rollins" and "unreasonable".
- Page 14: The term "audio visual warning system" is replaced with "radar-activated lighting system" for consistent use of terminology throughout the order. A Board finding regarding installation of a radar-activated lighting system is added.
- Page 16: Insertion of the words "on the scenic character or existing uses related to scenic character" for clarity. This same change is made on page 25.
- Page 23: First paragraph: Deletion of the word "uniqueness." While the concept of uniqueness was incorporated in the assessment of significance, it should not be described as a specific statutory criterion.
- Page 28: Correction to the spelling of "nighttime."
- Page 52: Condition 6: Identification of Receptor 2 as the protected location. A change to the reference on compliance with Chapter 375(10) which reflects the Applicant's proposed amendment.

Decision before the Board: At the August 1, 2013 meeting, the Board will consider the draft Board Order with the additional edits identified above. The Board may accept, reject, or request additional changes to the order.

